

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

NEXT IT CORPORATION, a
Washington Corporation,

Plaintiff,

v.

SHANTANU ROY and JENNIFER
ROY, husband and wife; JOSH
KNOWLES, a single person, and
NDALL SOLUTIONS, LLC, an
Idaho corporation,

Defendants.

NO. CV-05-380-LRS

**ORDER DENYING DEFENDANT'S
MOTION FOR A PROTECTIVE ORDER;
GRANTING PLAINTIFF'S MOTION TO
COMPEL; AND GRANTING IN PART
DEFENDANT'S MOTION TO COMPEL**

On March 31, 2006, the Court conducted a hearing in the above referenced matter concerning Defendant's Motion for a Protective Order (Ct. Rec. 57), Plaintiff's Motion to Compel (Ct. Rec. 70), and Defendant's Motion to Compel (Ct. Rec. 79). Participating were Todd Reuter on behalf of Plaintiff Next IT Corporation, and John Guin on behalf of Defendant Roy/NDall Solutions.

The following order is intended to memorialize the decisions made by the Court on that date.

1 **IT IS HEREBY ORDERED:**

2 1. For the reasons stated on the record, Defendant's Motion for a
3 Protective Order (Ct. Rec. 57) is **DENIED**. However, the Court reserves
4 the right to revisit the motion as it relates to the trade secret
5 issue if the case is not resolved by mediation.

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7 2. For the reasons stated on the record, Plaintiff's Motion to
8 Compel (Ct. Rec. 70) is **GRANTED**. Defendant should provide the
9 information that is responsive to the Requests for Production of
10 Documents, including the material on the eight computer hard drives,
11 by the close of business **Wednesday, April 5, 2006** as agreed during the
12 hearing. The documents disclosed will be treated as confidential or
13 for attorney eyes only.

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15 3. For the reasons stated on the record, Defendant's Motion to
16 Compel (Ct. Rec. 79) is **GRANTED IN PART**. Plaintiff should
17 respond/supplement its responses to Interrogatory No. 10, which asks
18 to identify former employees who engaged in competition, to the extent
19 possible. Moreover, Plaintiff should provide documents that are
20 responsive to Request for Production No. 17, which requests a customer
21 list, and Request for Production No. 22, which requests documents
22 related to Huppin's Hi Fi. The responses should be provided by the
23 close of business **Wednesday, April 5, 2006** as agreed during the
24 hearing.

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The parties are to be commended for their spirit of cooperation, and encouraged to work together to resolve discovery issues.

IT IS SO ORDERED.

The District Court Executive is directed to file this Order and provide copies to counsel.

DATED this 6th day of April, 2006.

S/ Lonny Suko
LONNY R. SUKO
UNITED STATES DISTRICT JUDGE